



recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance.

Applicants hereby advise the Examiner that U.S. Pat. Appln. No. 09/411,205 ("the Ginter '205 application"), assigned to InterTrust Technologies Corporation, has become involved in an interference, entitled Benson v. Ginter, Patent Interference No. 105,142. Applicants enclose a copy of the Notice Declaring Interference, dated September 4, 2003 (Exhibit A), as well as attachments to the Notice.

The interference has been declared between the Ginter '205 application and U.S. Patent No. 5,845,281 to Benson (Benson I), U.S. Patent Appln. No. 09/164,606 to Benson (Benson II), and U.S. Patent Appln. No. 09/321,386 to Benson (Benson III). A copy of Benson I is attached as Exhibit B, while Exhibits C and D are listings of the claims of Benson II and III. The instant application and Ginter '205 both claim priority from the same ancestor application, Appln No. 08/388,107. The claims of the involved Ginter '205 application are attached as Exhibit E. The three Counts in the interference are described in Part F of the Notice (Exhibit A) and again in the Examiner's Interference Memorandum and accompanying comments, attached hereto as Exhibit F.

A second interference involving Macrovision and InterTrust was declared on December 18, 2003. A copy of the Notice is attached hereto as Exhibit G. Interference No. 105,193 involved InterTrust patents U.S. Pat Nos. 5,920,861; 5,982,891; 6,138,119; and 6,253,193, and Benson patent applications Benson II and III. The instant application and U.S. Patent Nos. 5,982,891 and 6,253,193 all claim the benefit of priority of the same parent application, Appln No. 08/388,107.


The co-pending subject application is also assigned to InterTrust and may claim related subject matter to the involved Ginter '205 application. In addition, the co-pending subject application may be related to the Ginter '205 application by: 1) claiming the benefit of priority of the Ginter '205 application or any of its parent applications; 2) incorporating by reference the Ginter '205 application or any of its parent applications; and/or 3) containing statements that it is or may be related to the Ginter '205 application or any of its parent applications.

If there is any additional fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

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Dated: March 26, 2004

By:   
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